

**Before the
Federal Communications Commission
Washington, DC 20554**

In the Matter of)	
)	
Requests for Review of the Decisions of the)	
Universal Service Administrator by)	
)	
Athens Independent School District)	File No. SLD-367541
Athens, Texas)	
)	
Novacon)	File No. SLD-246823
Rolling Meadows, Illinois)	
)	
Schools and Libraries Universal Service Support)	CC Docket No. 02-6
Mechanism)	

ORDER

Adopted: January 24, 2005

Released: January 25, 2005

By the Deputy Chief, Telecommunications Access Policy Division, Wireline Competition Bureau:

1. Athens Independent School District, Athens, Texas (Athens), and Novacon, Rolling Meadows, Illinois (Novacon), seeks review of decisions by the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (Administrator).¹ Athens and Novacon appealed the decisions to SLD, and SLD denied the appeals because Athens and Novacon filed their appeals more than 60 days after the decisions were rendered.² For a review of decisions by SLD, appeals to SLD must be filed within 60 days of the issuance of the SLD decision date.³ Here, Athens and Novacon filed appeals to SLD after the 60-day period, in contravention of Commission rules. We therefore deny their Requests for Review.

¹ Letter from Lawrence Hill, Athens Independent School District, to Federal Communications Commission, filed November 12, 2004. Letter from Andy Winick, Novacon, to the Federal Communications Commission, filed November 2, 2004 (Requests for Review). Any person aggrieved by an action taken by a division of the Administrator may seek review from the Commission. 47 C.F.R. § 54.719(c).

² See Letter from Lawrence Hill, Athens Independent School District, to Schools and Libraries Division, Universal Service Administrative Company, filed August 11, 2004; Letter from Schools and Libraries Division, Universal Service Administrative Company, to Lawrence Hill, Athens Independent School District, dated October 26, 2004; Letter from Andy Winick, Novacon, to Schools and Libraries Division, Universal Service Administrative Company, filed May 27, 2004; Letter from Schools and Libraries Division, Universal Service Administrative Company, to Andy Winick, Novacon, dated October 15, 2004.

³ 47 C.F.R. § 54.720(b). See *In the Matter of Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Second Report and Order and Further Notice of Proposed Rulemaking, 18 FCC Red 9202, 9221 (2003).

2. ACCORDINGLY, IT IS ORDERED, pursuant to authority delegated under sections 0.91, 0.291, and 54.722(a) of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, and 54.722(a), that the Requests for Review filed on November 12, 2004 by Athens Independent School District, Athens, Texas; and November 2, 2004 by Novacon, Rolling Meadows, Illinois ARE DENIED.

FEDERAL COMMUNICATIONS COMMISSION

Vickie S. Robinson
Deputy Chief, Telecommunications Access Policy Division
Wireline Competition Bureau